

**COMMONWEALTH OF MASSACHUSETTS**  
**State Building Code (780 CMR) Appeals Board**  
**Board's Ruling on Appeal<sup>1</sup>**

**Docket No. 08-647**

Appellant(s): Rockwood Edwards                      vz.      Appellee(s): City/Town of Cambridge  
Chenier Durand

**Procedural History**

This matter came before the State Building Code Appeals Board ("Board") on the Appellant's appeal filed pursuant to 780 CMR 122.1. In accordance with 780 CMR 122.3, the Appellant requested that the Board grant him a variance from 780 CMR 1017.2, 1020.3, and 3404.9, for 305 Memorial Drive, Cambridge, MA. In accordance with GL c. 30A, §§10 & 11; GL c. 143, §100; 801 CMR 1.02 *et. seq.*; and 780 CMR 122.3.4, the Board convened a public hearing on October 28, 2008 where all interested parties were provided with an opportunity to testify and present evidence to the Board.

The Appellant appeared for the hearing *pro se*. Others were present as well as shown on the sign in sheet that is on file with the Department of Public Safety (DPS).

**Discussion**

A motion was made to grant the Appellant's request for a variance from 780 CMR 1017.2, 1020.3, and 3404.9, based on the fact that neither the Cambridge ISD nor the Cambridge Fire Department has an objection to the granting of the variances. A letter from the Cambridge Fire Department dated October 23, 2008 is on file at DPS. Cambridge ISD was contacted via the phone at the hearing and provided an email dated October 29, 2008 that indicated no objection. There was a second on the motion and a board vote was taken, which was unanimous.

**Conclusion**

**The Appellant's request for a variance from 780 CMR 1017.2, 1020.3, and 3404.9, is hereby granted and so ordered<sup>2</sup> on this date: October 28, 2008.**

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<sup>1</sup> This is a concise version of the Board's decision. You may request a full written decision within 30 days of the date of this decision. Requests must be in writing and addressed to: Department of Public Safety, State Building Code Appeals Board, Program Coordinator, One Ashburton Place, Room 1301, Boston, MA 02108

<sup>2</sup> In accordance with M.G.L. c. 30A, §14, any person aggrieved by this decision may appeal to the Superior Court within 30 days after the date of this decision.